

# UNITED STATES DISTRICT COURT

District of Massachusetts

The Ground Round Independent  
Owners Cooperative, LLC

V.

## SUMMONS IN A CIVIL CASE

Charles Whitman a/k/a Chuck Whitman,  
CTW Development Corporation,  
Restaurant Concepts Unlimited  
Corporation

CASE NUMBER:

05c 10780 NMG

TO: (Name and address of Defendant)

Charles Whitman a/k/a Chuck Whitman  
945 Windham Court, Suite 5  
Boardman, OH 44512

**YOU ARE HEREBY SUMMONED** and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Juan A. Concepcion  
Nixon Peabody LLP  
100 Summer Street  
Boston, MA 02110

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

CLERK

DATE

(By) DEPUTY



## RETURN OF SERVICE

Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE 4/28/05 10:00 AM
NAME OF SERVER (PRINT) Richard S. Fabian	TITLE Process Server

Check one box below to indicate appropriate method of service

☒ Served personally upon the third-party defendant. Place where served: Westford Development  
off RT. 224 and Tippecanoe Ave. in Boardman, Ohio.

☐ Left copies thereof at the defendant's dwelling-house or usual place of abode with a person of suitable age and discretion then residing therein.

Name of person with whom the summons and complaint were left: \_\_\_\_\_

☐ Returned unexecuted: \_\_\_\_\_

☐ Other (specify): \_\_\_\_\_

## STATEMENT OF SERVICE FEES

TRAVEL	\$183.52	SERVICES	\$187.50	TOTAL	\$371.02
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## DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on April 28, 2005  
Date

Signature of Server

174 North Park Ave.  
Suite 3  
Warren, Ohio 44481  
Address of Server